

## 914.408-2

4(e), shall be submitted to the Procurement Executive for decision.

[49 FR 11954, Mar. 28, 1984. Redesignated and amended at 67 FR 14871, Mar. 28, 2002]

### 914.408-2 Award of classified contracts.

DOE regulations regarding the safeguarding of restricted data and procedures for its destruction are contained at 10 CFR part 1016.

[49 FR 11954, Mar. 28, 1984, as amended at 59 FR 9105, Feb. 25, 1994]

## Subpart 914.5—Two-Step Sealed Bidding

### 914.502 Conditions for use.

(c) Use of the two-step sealed bidding method shall be approved by the Head of the Contracting Activity. The contracting officer shall submit a written request for approval justifying its use in accordance with FAR 14.502.

[50 FR 12184, Mar. 27, 1985]

## PART 915—CONTRACTING BY NEGOTIATION

### Subpart 915.2—Solicitation and Receipt of Proposals and Information

Sec.

915.200 Scope of subpart.

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915.404-4 Profit.

915.404-4-70 DOE structured profit and fee system.

915.404-4-70-1 General.

915.404-4-70-2 Weighted guidelines system.

915.404-4-70-3 Documentation.

915.404-4-70-4 Exceptions.

915.404-4-70-5 Special considerations—contracts with nonprofit organizations (other than educational institutions).

915.404-4-70-6 Contracts with educational institutions.

915.404-4-70-7 Alternative techniques.

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915.404-4-70-8 Weighted guidelines application considerations.

915.404-4-71 Profit and fee-system for construction and construction management contracts.

915.404-4-71-1 General.

915.404-4-71-2 Limitations.

915.404-4-71-3 Factors for determining fees.

915.404-4-71-4 Considerations affecting fee amounts.

915.404-4-71-5 Fee schedules.

915.404-4-71-6 Fee base.

915.404-4-72 Special considerations for cost-plus-award-fee contracts.

915.408-70 Solicitation provision and contract clause.

### Subpart 915.6—Unsolicited Proposals

915.602 Policy.

915.603 General.

915.605 Content of unsolicited proposals.

915.606 Agency procedures.

915.607 Criteria for acceptance of an unsolicited proposal.

AUTHORITY: 42 U.S.C. 7101 *et seq.*; 41 U.S.C. 418(b); and 50 U.S.C. 2401 *et seq.*

SOURCE: 63 FR 56851, Oct. 23, 1998, unless otherwise noted.

### Subpart 915.2—Solicitation and Receipt of Proposals and Information

#### 915.200 Scope of subpart.

FAR 15.2 is not applicable to Program Opportunity Notices (See 48 CFR 917.72) or Program Research and Development Announcements (See 48 CFR 917.73).

#### 915.201 Exchanges with industry before receipt of proposals. (DOE coverage—paragraph (e)).

(e) Approval for the use of solicitations for information or planning purposes shall be obtained from the Head of the Contracting Activity.

#### 915.207-70 Handling of proposals during evaluation.

(a) Proposals furnished to the Government are to be used for evaluation purposes only. Disclosure outside the Government for evaluation is permitted only to the extent authorized by, and in accordance with, the procedures in this subsection.

(b) While the Government's limited use of proposals does not require that the proposal bear a restrictive notice, proposers should, if they desire to